

**Janet Napolitano**  
Governor

**Robert J. Maynard, O.D.**  
President

**Robert B. Pinkert, O.D.**  
Vice President



**Arizona State Board of Optometry**  
1400 West Washington, Suite 230  
Phoenix, AZ 85007

**Jack Confer**  
Executive Director

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**MEETING NOTICE AND AGENDA FOR REGULAR SESSION MEETING  
JANUARY 21, 2005 SCHEDULED TO COMMENCE AT 9:00AM**

Americans with Disabilities Act: Persons with disabilities may request reasonable accommodations by contacting the Arizona State Board of Optometry (ASBOO) Executive Director, Jack Confer, at (602) 542-8155. Requests should be made as early as possible to allow time to arrange the accommodation.

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the general public and to the members of the Arizona State Board of Optometry, that a regular meeting, open to the public, will be held on January 21, 2005 at 9:00AM. The meeting will be held at 1400 West Washington, B-1 (Basement) in Phoenix, AZ. For further information regarding agenda material, please contact Margaret Whelan, Licensing Administrator, at (602) 542-8164.

The Board reserves the right to change the order of items on the agenda, except for public hearings set for a specific time. Please note that any recommendations listed on the agenda are merely suggested Board actions.

These recommendations do not become final until adopted by the Board. The Board has the authority to accept, reject or modify any recommendation listed on the agenda.

**Board Members**

Robert J. Maynard, O.D., President  
Robert B. Pinkert, O.D., Vice President  
Caroline Griego, O.D.  
Christina M. Sorenson, O.D.  
Curtis R. Winkler, M.D.  
Lawrence Ponemon, PhD

**Staff:**

Jack Confer, Executive Director  
Margaret Whelan, Licensing Administrator

**Legal Counsel:**

Blair Driggs, Assistant Attorney General

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| <b>A. CALL TO ORDER:</b>   | <b>Dr. Maynard</b> |
| <b>B. ROLL CALL:</b>   | <b>Ms. Whelan</b>  |
| <b>C. PRESIDENT'S REPORT:</b>  | <b>Dr. Maynard</b> |
| <b>D. ELECTION OF OFFICERS PURSUANT TO THE PROVISIONS OF A.R.S. § 32-1703 (A):</b> |                    |

The Board may hold an executive session to discuss or consult with its' attorney and receive legal advice pursuant to A.R.S. § 38-431.03 (A) (3).

**E. REVIEW, DISCUSSION AND POSSIBLE VOTE ON FORMAL ADMINISTRATIVE HEARING:**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. § 38-431.03 (A) (2). In addition, the board may hold an executive session to discuss or consult with its' attorney and receive legal advice pursuant to A.R.S. § 38-431.03 (A) (3).

1. ASBOO vs. Faketickers.com & Brian Soto, 04-200339-OBA

**F. REVIEW, DISCUSSION AND VOTE ON INVESTIGATION REVIEWS/COMPLAINTS:**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. § 38-431.03 (A) (2). In addition, the board may hold an executive session to discuss or consult with its' attorney and receive legal advice pursuant to A.R.S. § 38-431.03 (A) (3).

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| 2. | J.H. vs. G. Elden Blair, O.D., IR#200447 | [Dr. Winkler]  |
| 3. | L.D. vs. Kenneth W. O'Daniel, IR#200434  | [Dr. Sorenson] |
| 4. | R.S. vs. Debbie Duong, O.D., IR#200441   | [Dr. Ponemon]  |
| 5. | R.B. vs. Leo Biglaiser, IR#200446        | [Dr. Maynard]  |
| 6. | K.B. vs. Neha C. Amin, O.D., IR# 200445  | [Dr. Griego]   |
| 7. | J.W. vs. Mark W. Peller, O.D., IR#200443 | [Dr. Pinkert]  |

**G. REVIEW, DISCUSSION AND POSSIBLE VOTE REGARDING COMPLIANCE WITH PROBATIONARY ORDERS:**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. § 38-431.03 (A) (2). In addition, the board may hold an executive session to discuss or consult with its' attorney and receive legal advice pursuant to A.R.S. § 38-431.03 (A) (3).

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| 8. | Vincent G. Sanchez, IR#200422 | [Mr. Confer] |
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**H. REVIEW, DISCUSSION AND POSSIBLE BLOCK VOTE ON PENDING REGULAR LICENSE APPLICATIONS:**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. § 38-431.03 (A) (2). The board may hold an executive session to discuss or consult with its' attorney and receive legal advice pursuant to A.R.S. § 38-431.03 (A)(3).

9. Carlson, Lars
10. Corbett, Crista
11. Gan, Junyan
12. Goldman, Craig
13. Houck, Jon
14. Withdrawn
15. Withdrawn
16. Suchsland, Peter

**I. REVIEW, DISCUSSION AND POSSIBLE VOTE ON PENDING ENDORSEMENT APPLICATIONS:**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. § 38-431.03 (A) (2). The board may hold an executive session to discuss or consult with its' attorney and receive legal advice pursuant to A.R.S. § 38-431.03 (A) (3).

17. Col, Peter
18. Horn, Edward
19. Kellogg, Raymond
20. Lim, Joaquin
21. Marsich, Matthew
22. Maynard, Milford
23. Murphy, John
24. Pembroke, John
25. Pristaw, Albert
26. Santoro, James
27. Yanofsky, Ben

**J. REVIEW, DISCUSSION, AND POSSIBLE ACTION ON APPROVAL OF CONTINUING EDUCATION AS PROVIDED BY A.R.S. § 32-1704 (D) and A.A.C. R4-21-208.**

The Board may hold an executive session to receive legal advice pursuant to A.R.S. § 38-431.03 (A) (3).

**Fiscal Year 2004/2005**

	<b>Continuing Education</b>	<b>Date</b>	<b>No. of hours requested</b>
a.	South Carolina Opt. Assoc.-47 <sup>th</sup> Annual CE Convention	12/1-12/4/04	20 Regular
b.	AZoA-Bronstein Seminar	1/28-1/30/05	20 Regular
c.	Univ. of Houston-CE in the Rockies	7/8-7/11/04	16 Regular
d.	Pacific University-A Review of Glaucoma examination procedures and New Instrumentation	Correspondence	3 Correspondence
e.	Heart of America-Contact Lens & Primary Care Congress	2/11-2/13/05	48 Regular 6 PM
f.	Utah Optometric Assoc.-UOA 2003 Annual Convention	6/5-6/8/03	13 Regular 4 PM
g.	Utah Optometric Assoc.-2004 Annual Convention	6/3-6/6/04	14 Regular 2 PM
h.	Pacific University-A Review of Diabetes with Emphasis on Ocular consequences	Correspondence	3 Correspondence
i.	American Academy of Optometry-Academy 2004 Tampa	12/9-12/12/04	274 Regular 5 PM

**K. REVIEW, CONSIDERATION AND VOTE FOR CONFIRMATION OF COURSE REVIEWERS FOR THE COUNCIL ON OPTOMETRIC PRACTITIONER EDUCATION.**

The Board may hold an executive session to receive legal advice pursuant to A.R.S. § 38-431.03 (A) (3).

28. Letter from the Council on Optometric Practitioner Education

**L. REVIEW, CONSIDERATION AND VOTE FOR APPROVAL OF LIST OF POTENTIAL EXAMINERS FOR APRIL 2005 CLINICAL SKILLS ADMINISTRATION**

The Board may hold an executive session to receive legal advice pursuant to A.R.S. § 38-431.03 (A) (3).

29. Letter from National Board of Examiners in Optometry

**M. REVIEW, DISCUSSION AND POSSIBLE APPROVAL OF BOARD MEETING MINUTES.**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. § 38-431.03 (A) (2). The board may hold an executive session to discuss or consult with its' attorney and receive legal advice pursuant to A.R.S. § 38-431.03 (A) (3).

30. November 19, 2004 Regular Session Meeting Minutes

**N. REQUEST FOR CONTINUING EDUCATION DISCRETIONARY EXEMPTION PURSUANT TO A.A.C. R4-21-209.**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. § 38-431.03 (A) (2). The board may hold an executive session to discuss or consult with its' attorney and receive legal advice pursuant to A.R.S. § 38-431.03 (A) (3).

31. Letter from Peter A. Thompson, O.D. requesting extension of continuing education completion

**O. REVIEW, DISCUSSION AND POSSIBLE APPROVAL OF CELMO**

The Board may hold an executive session to receive legal advice pursuant to A.R.S. § 38-431.03 (A) (3).

32. Letter from the Council on Endorsed Licensure Mobility for Optometrists

**P. EXECUTIVE DIRECTOR'S REPORT:**

The board may hold an executive session to discuss or consult with its' attorney and receive legal advice pursuant to A.R.S. § 38-431.03 (A) (3).

- 33. Budget Report (Information Only)  
Budget Summary Report
- 34. Board Statistics (Information Only)
- 35. Summary of Investigative Reviews (Possible Discussion)
- 36. Criminal Charge Tracking Update (Possible Discussion)
- 37. Agency Calendar 2005
- 38. Board Correspondence
  - a. Southwestern Eye Center

**Q. CALL TO PUBLIC:**

**Dr. Maynard**

Those wishing to address the Board need not request permission in advance; however, the Board may limit time of those persons speaking during the Call to the Public. Pursuant to A.R.S. § 38-431.02 (H), the Board can only take action on matters listed on the agenda. If appropriate, actions on public comment matters that are not listed on the agenda will be limited to directing staff to study the matter or schedule the matter for further discussion at a later date.

**END OF AGENDA:**

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Jack Confer, Executive Director

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Date